IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CASE NO.: **CWP No.18217 of 2006**

DATE OF DECISION: November 20, 2006

SMT. PURO, EX-SARPANCH ...PETITIONER

VERSUS

JOINT DEVELOPMENT COMMISSIONER (IRD) PUNJAB, CHANDIGARH & OTHERS. ...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ASHUTOSH MOHUNTA.
HON'BLE MRS. JUSTICE NIRMAL YADAV.

PRESENT: MR. G.S. NAGRA, ADVOCATE FOR THE PETITIONER.

ASHUTOSH MOHUNTA, J. (ORAL)

The Gram Panchayat of village Hardobattiwala, District Gurdaspur filed an application under Section 7 of the Punjab Village Common Lands (Regulation) Act for eviction of respondent Nos.3 & 4. This petition was disposed of by the Collector, Gurdaspur vide orders dated 10.6.2003, by holding that the party should first get the title of land decided under Section 11 of the Punjab Village Common Lands (Regulation) Act and thereafter further action would be taken on the basis of the said decision. The petitioner who is an ex-Sarpanch challenged the aforesaid order before the Commissioner who dismissed the appeal on the ground that the petition is not maintainable at the instance of the petitioner who is an ex-Sarpanch. It was observed that it is the Gram Panchayat which can get the title decided in the present case. It is against these orders that the present writ petition has been filed.

A perusal of the impugned orders show that the petitioner has no *locus standi* to challenge the order passed by the Collector. It was for

the Gram Panchayat to impugn the said order if it wanted to. Moreover, the District Development & Panchayat Officer has appointed one Raj Kumar, Village Development Officer to pursue the matter.

We find no merit in the writ petition. Accordingly, the same is dismissed.

(ASHUTOSH MOHUNTA)
JUDGE

November 20, 2006
Gulati

(NIRMAL YADAV)
JUDGE